



FENWICK & WEST LLP

SAN FRANCISCO OFFICE | EMBARCADERO CENTER WEST
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TEL 415.875.2300 | FAX 415.281.1350 | WWW.FENWICK.COM

FACSIMILE TRANSMISSION

CONFIDENTIAL

*NON-Resp
Re: Amend*

DATE: August 18, 2005

CLIENT-MATTER NO.: 22930-06083

TO:

NAME	FAX NO.	PHONE NO.
Jeffrey Smith	571-273-6763	

FROM: Colleen Chien, Esq.
Reg. No. 55,062

PHONE: (415) 875-2319

SENT BY: Tiffany Bell

PHONE: (415) 875-2445

RE: U.S. Patent Appl. No. 09/684,403

MESSAGE:

Dear Mr. Smith:

Per my conversation with LIE Lowuan Ellis, whom I spoke with Thursday, 08/18/05, please find enclosed a copy of the amendment I filed on 10/29/04 and the fax confirmation re:same.

Please review this confirmation and let me know if I can provide any additional information. I look forward to hearing your assessment.

Thanks,

Colleen

CAUTION - CONFIDENTIAL

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22930/06083/SF/5149624.1

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13 (Including cover page)

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10-29-2004	08:57PM	FROM-FENWICK&WEST SFP	+14153950879	T-278	P.001	F-776
						
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TEL 415.875.3300 FAX 415.281.1350 WWW.FENWICK.COM						
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DATE: October 29, 2004			CLIENT-MATTER No.: 27930-06083			
TO:						
NAME			FAX No.		PHONE No.	
Foraminer Geoffrey Akert Group Art Unit 3625 Commissioner for Patents			(703) 872-9306		(703) 306-5844	
FROM: Colleen V. Chien			PHONE: (415) 875-2519			
NUMBER OF PAGES WITH COVER PAGE: 13			ORIGINAL, WILL NOT FOLLOW			
MESSAGE:						
Applicant: Tom Van Ham et al. App. No.: 09/684,403 Filing Date: October 4, 2000						
(703).306.3687						
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PAGE 1/13 * RCVD AT 10/29/2004 8:57:45 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-01 * DNIS:8723300 * CSID:+14153950879 * DURATION (mm-ss):03:58						

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TIME : 10-29-2004 06:06PM
TEL NUMBER : +14153950879
NAME : FENWICK&WEST SFP

FILE NUMBER : 708
DATE : 10-29 06:01PM
TO : 17038729306##
DOCUMENT PAGES : 013
START TIME : 10-29 06:01PM
END TIME : 10-29 06:06PM
SENT PAGES : 013
STATUS : OK

FILE NUMBER : 708

*** SUCCESSFUL TX NOTICE ***

**FENWICK & WEST LLP**

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FACSIMILE TRANSMISSION

CONFIDENTIAL

DATE: October 29, 2004

CLIENT-MATTER NO.: 22930-06083

To:

NAME	FAX NO.	PHONE NO.
Examiner Geoffrey Akers Group Art Unit 3625 Commissioner for Patents	(703) 872-9306	(703) 306-5844

FROM: Colleen V. Chien

PHONE: (415) 875-2319

NUMBER OF PAGES WITH COVER PAGE: 15 ORIGINAL WILL NOT FOLLOW

MESSAGE:

Applicants: Tom Van Horn et al.
App. No.: 09/684,403
Filing Date: October 4, 2000

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22930/06083/SF/513131L1

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PTO/SB/21 (modified)
Approved for use through xx/xx/xx, OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM (to be used for all correspondence during pendency of filed application)	0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office	Application Number	09/684,403
			Filing Date	October 4, 2000
			First Named Inventor	Tom Van Horn et al.
			Group Art Unit Number	3625
			Examiner Name	Dr. Geoffrey Akers
Total Number of Pages in This Submission		12	Attorney Docket Number	22930-06083

ENCLOSURES (check all that apply)	
<input type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Deposit Account Authorization Enclosed	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Return Receipt Postcard	<input type="checkbox"/> Letter to Chief Draftsperson
<input type="checkbox"/> Response to Notice to File Missing Parts	<input type="checkbox"/> Formal Drawings: [6] Sheets of Figures 2-9
<input type="checkbox"/> Assignment & Recordation Cover Sheet	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Power of Attorney	<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Application Data Sheet	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Information Disclosure Statement & PTO-1449 <input type="checkbox"/> Copies of IDS Cited References	<input type="checkbox"/>
<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/>
<input type="checkbox"/> Request for Correction of Recorded Assignment	<input type="checkbox"/>
<input checked="" type="checkbox"/> Amendment A and Response: [9] Pages <input type="checkbox"/> After Final	<input type="checkbox"/>
<input type="checkbox"/> Status Request	<input type="checkbox"/>
<input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/>
REMARKS:	

SIGNATURE OF ATTORNEY OR AGENT			
Signature:	<i>Colleen Chien</i>		
Attorney/Reg. No.:	Colleen Chien, Reg. No. R 55,052	Dated:	October 29, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION			
I hereby certify that this correspondence, including the enclosures identified above, is being transmitted on the date shown below via facsimile to: Commissioner for Patents at the facsimile number indicated below.			
Signature:	<i>Colleen Chien</i>		
Typed or Printed Name:	Colleen Chien	Dated:	10/29/04
Facsimile Number:	1-703-872-9306		

22930/06083/SF/5131316.1

FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 490.00)

Complete if Known

Application Number	09/684,403
Filing Date	October 4, 2000
First Named Inventor	Tom Van Horn et al.
Examiner Name	Dr. Geoffrey Akers
Art Unit	3625
Attorney Docket No.	22930-06083

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:

Deposit Account Number 19-2555

Deposit Account Name Fenwick & West LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge all required fee(s) or any underpayment of fee(s) due under 37 CFR §1.16 or §1.17 during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	180	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
20**	X		
3**	X		

Large Entity		Small Entity		Fee Description
Code	Fee (\$)	Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath or declaration	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	490.00
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	690	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Director	
1807	50	1807	50	Processing fee for Provisional Applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

SUBTOTAL (3)

(\$)

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type) Colleen V. Chien

Registration No. (Attorney/Agent) 55,062

Complete (if applicable)

Telephone (415) 875-2319

Signature

Date

October 29, 2004

COPY

FEE TRANSMITTAL for FY 2005

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☒ Applicant claims small entity status. See 37 CFR 1.27

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SUBTOTAL (3) (\$)

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SUBMITTED BY

Name (Print/Type) Colleen V. Chien

Registration No. 55,062
(Attorney/Agent)

Complete (if applicable)

Telephone (415) 875-2319

Signature

Chien

Date

October 29, 2004